



CORNING INCORPORATED  
SP-TI-3-1  
CORNING NY 14831

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SEP 13 2006

In re Application of	:	
Jimmy Henningsen	:	<b>OFFICE OF PETITIONS</b>
Application No. 10/725,695	:	DECISION ON PETITION
Filed: December 1, 2003	:	UNDER 37 CFR 1.55(c)
Attorney Docket No.: SP03-192	:	

This is a decision on the petition under 37 CFR 1.55 (c), filed March 27, 2006, requesting acceptance of an unintentionally delayed priority claim pursuant to 37 CFR 1.55(c) to PCT/DK03/00473, filed July 4 , 2003.

This pending nonprovisional application was filed after November 29, 2000, and did not include a reference to the foreign application, for which benefit is now sought, within the later of four months from the actual filing date of the application or sixteen months from the filing date of the prior foreign application. Since the claim for priority is submitted after the period specified in 37 CFR 1.55(a)(1)(i), this is an appropriate petition under the provisions of 37 CFR 1.55(c).

A petition under 37 CFR 1.55(c) to accept an unintentionally delayed claim for priority requires:

- (1) The nonprovisional application claiming the benefit of an earlier filing date must be filed on or after November 29, 2000;
- (2) the claim submitted with the petition must identify the prior foreign application for which priority is claimed, as well as any foreign application for the same subject matter and having a filing date before that of the application for which priority is claimed, by the application number, country, and the filing **date and be included either in an oath or declaration (37 CFR 1.63(c)(2)) or in an Application Data Sheet (37 CFR 1.76(b)(6))**;
- (3) the surcharge as set forth in 37 CFR 1.17(t);



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Any questions concerning this matter may be directed to Charlema R. Grant at (571) 272- 3215.



Frances Hicks

Petitions Examiner  
Office of Petitions